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16 APPLIED MEDICAL RESOURCES CORPORATION

17 IN THE UNITED STATES DISTRICT COURT  
18 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
19

20 \_\_\_\_\_ } Case No.  
21 SOUTHERN DIVISION } 8:23-cv-00268-WLH-DFM  
22 APPLIED MEDICAL RESOURCES }  
23 CORPORATION, a California }  
corporation, }  
24 Plaintiff, }  
25 v. }  
26 MEDTRONIC, INC., a Minnesota }  
corporation, }  
27 Defendant. }  
28 \_\_\_\_\_ }  
PLAINTIFF APPLIED  
MEDICAL RESOURCES  
WITNESS LIST  
Final Pretrial Conf. May 16, 2025  
Trial: June 2, 2025  
Hon. Wesley L. Hsu

1 Plaintiff Applied Medical Resources Corporation (“Applied Medical”) provides  
2 this Witness List.

3 Applied Medical reserves the right to amend its list of witnesses as the parties  
4 continue pre-trial preparation and in view of events at trial or other developments,  
5 including evidentiary rulings or other rulings by the Court. Applied Medical also  
6 reserves the right not to call any particular witness (either live or by deposition) set forth  
7 in the list below, or to present by deposition a witness listed as live below. For witnesses  
8 identified as testifying by deposition, Applied Medical reserves the right to call such  
9 witness to testify live if such witness is made available to do so. The identification of  
10 a witness on this list is not an admission that the witness’s testimony is admissible if  
11 called by Defendant Medtronic, Inc. (“Medtronic”). Applied Medical also reserves its  
12 right to object to any witness or testimony that is objectionable or inadmissible. The  
13 parties have previously provided the address, telephone number and/or contact  
14 information for each witness.

15 Applied Medical identifies the following Applied Medical fact witnesses and  
16 experts that it intends to call live. \*Indicates that witness will be called only if the need  
17 arises.

18 19 20 <b>Witness’s Name*, Title, Affiliation (If Relevant)</b>	21 22 23 24 25 26 27 28 <b>Summary of Testimony / Why Testimony Is Unique</b>	21 22 23 24 25 26 27 28 <b>Direct Exam (Hours)</b>	21 22 23 24 25 26 27 28 <b>Cross Exam (Hours)</b>	21 22 23 24 25 26 27 28 <b>Dates of Testimony</b>
Said Hilal, CEO, Applied Medical	Applied Medical’s history, business, and efforts to compete	1.5	N/A	
Gary Johnson, Group President of Advanced Energy, Applied Medical	Applied Medical’s products, technology, and efforts to compete	4	N/A	
Brian Carpenter, VP of Corporate Accounts, Applied Medical	Applied Medical’s efforts to compete, including for particular hospitals	2	N/A	

1 Witness's Name*, Title, 2 Affiliation (If Relevant)	3 Summary of Testimony 4 / Why Testimony Is 5 Unique	6 Direct 7 Exam 8 (Hours)	9 Cross 10 Exam 11 (Hours)	12 Dates of 13 Testimony
4 Tim McLaughlin, Vice 5 President of Field 6 Implementation, Applied Medical	7 Applied Medical's 8 efforts to compete, 9 including for particular hospitals	2	N/A	
7 Michelle Weaver, 8 Director of GPO 9 Relations, Applied Medical	10 Applied Medical's interactions with group 11 purchasing organizations 12 and efforts to compete 13 for particular hospitals	1	N/A	
11 Chris Popma, VP for 12 Market Implementation 13 and Support, Applied Medical	14 Applied Medical's business and experience in Europe	3	N/A	
15 Jonathan Orszag, Expert 16 Witness	17 Expert analysis of 18 antitrust liability and 19 damages	5	N/A	
18 *Susan Ahlberg, 19 President of Global 20 Distribution Operations, Applied Medical	21 Applied Medical's customer and order management	TBD	N/A	
21 *Matt Burnett, Senior 22 Director – Applied 23 Learning, Applied Medical	24 Applied Medical training documents	TBD	N/A	
24 *Patrick Elliott, GM of 25 Technology 26 Development, Applied Medical	27 Applied Medical's technology, including Voyant product development	TBD	N/A	

1 Witness's Name*, Title, 2 Affiliation (If Relevant)	3 Summary of Testimony 4 / Why Testimony Is 5 Unique	6 Direct 7 Exam 8 (Hours)	9 Cross 10 Exam 11 (Hours)	12 Dates of 13 Testimony
4 *Dennis Grosshans, GM 5 of US Field 6 Implementation Team, 7 Applied Medical	8 Applied Medical's 9 efforts to compete for 10 particular hospitals and 11 interactions with group 12 purchasing organizations	13 TBD	14 N/A	15
16 *Joost Heijmans, Vice 17 President, Field 18 Implementation Europe, 19 Applied Medical	20 Applied Medical's 21 contracting in Europe	22 TBD	23 N/A	24
25 *Molly Lehman, former 26 Vice President, Strategic 27 Initiatives, Applied Medical	28 Applied Medical's interactions with group purchasing organizations	TBD	N/A	
*Fahim Nassery (Director of Clinical Development), Applied Medical	Applied Medical's products and clinical development	TBD	N/A	
*Amanda Packard, Vice President, Distribution Operations, Applied Medical	Applied Medical's pricing, field operations, and distribution	TBD	N/A	
*Matt Petrine, Group Vice President, Global Education, Applied Medical	Applied Medical contracting practices	TBD	N/A	
*Samer Tall, Vice President for Contracts and Customer Relations, Applied Medical	Applied Medical contracting practices	TBD	N/A	

1 Applied Medical identifies the following Medtronic witnesses that Applied  
2 Medical intends to examine live during Medtronic's case-in-chief, with the  
3 understanding that Applied Medical may keep its case-in-chief open and will have a  
4 full opportunity to question the below witnesses about all topics when Medtronic calls  
5 the witness, without regard to the scope of the initial direct examination. Applied  
6 Medical reserves the right to call the below witnesses live or by deposition, including  
7 issuing trial subpoenas if Medtronic declines to call such witness live or refuses to agree  
8 that Applied Medical may examine the witnesses outside the scope of direct.

9	Witness's Name, Title, 10 Affiliation (If Relevant)	Summary of Testimony 11 / Why Testimony Is Unique	Direct 12 Exam (Hours)	Cross 13 Exam (Hours)	Dates of 14 Testimony
12	Matt Anderson, President of the Surgical Operating Unit, Medtronic	Medtronic's history, business, and competition	0.50	TBD	
15	Charles Favilla, Regional Vice President- Northeast, Medtronic	Medtronic's sales practices, including at particular hospitals	1.0	TBD	
19	John Hendershot, Vice President of U.S. Sales and Marketing, Medtronic	Medtronic's marketing practices	0.75	TBD	
23	Michael McDaniel, Director of Enterprise Accounts, Medtronic	Medtronic's sales practices, including at particular hospitals	0.75	TBD	

1	Witness's Name, Title, Affiliation (If Relevant)	Summary of Testimony / Why Testimony Is Unique	Direct Exam (Hours)	Cross Exam (Hours)	Dates of Testimony
2	Ricky Murphy, Senior Manager-Strategy Group, Medtronic	Medtronic's sales strategies	0.50	TBD	
3	Greg Shipman, Director of the Advanced Surgical Technologies Competitive Strategy Team, Medtronic	Medtronic's competition strategies	0.50	TBD	
4	Barbara Tyrrell, Senior Director of Clinical Engineering and Design Validation, Medtronic	Medtronic product testing	0.50	TBD	

15                   Applied Medical further identifies the following Medtronic or third-party  
 16 witnesses that Applied Medical may call by deposition only in lieu of live testimony.  
 17 Applied Medical reserves the right to call these witnesses live if the parties do not agree  
 18 to waive the unavailability requirements of Rule 32.

20	Witness's Name, Title, Affiliation (If Relevant)	Summary of Testimony / Why Testimony Is Unique	Direct Exam (Hours)	Cross Exam (Hours)	Dates of Testimony
21	Dr. Jaime Cepeda, Bariatric Medical Director, Surgeon in Bariatrics, Bon Secours Hospital, St. Luke's Hospital	Physician preferences for advanced bipolar devices	0.25	N/A	

1	Witness's Name, Title, 2 Affiliation (If Relevant)	3 Summary of Testimony / Why 4 Testimony Is Unique	5 Direct Exam (Hours)	6 Cross Exam (Hours)	7 Dates of 8 Testimony
9	10 Dr. Grover May, 11 Physician in Obstetrics and Gynecology, Franklin Woods Community Hospital, Johnson City Medical Center, Indian Path Community Hospital, Holston Valley Medical Center, Sycamore Shoals Hospital	12 Physician preferences for advanced bipolar devices	13 0.25	14 N/A	15
16	17 Dr. Brooke Naffziger, 18 Physician in Obstetrics and Gynecology, Carolina Women's 19 Physicians-Lexington Medical Center	20 Physician preferences for advanced bipolar devices	21 0.25	22 N/A	23
24	25 Lauryl Boyum, Former Senior Director of U.S. Marketing, Medtronic	26 Medtronic's marketing practices; the markets in which Medtronic competes; Medtronic's market intelligence	27 0.25	28 N/A	29
30	31 Ryan Corley, Regional Vice President of Sales for the Midwest, Medtronic	32 Medtronic's business strategies, including certain documents evidencing those strategies; certain Medtronic contracts	33 0.50	34 N/A	35

1 Witness's Name, Title, 2 Affiliation (If Relevant)	3 Summary of Testimony / Why Testimony Is Unique	4 Direct Exam (Hours)	5 Cross Exam (Hours)	6 Dates of Testimony
7 Kevin Dixon, Former 8 Senior Director- 9 Strategic Sourcing 10 Group, Medtronic	11 Medtronic's business 12 strategies, including 13 certain documents 14 evidencing those 15 strategies; the markets in which Medtronic competes; Medtronic's market intelligence; certain Medtronic contracts.	16 0.25	17 N/A	18
19 Greg Goodall, Senior 20 Director of Enterprise 21 Accounts, Medtronic	22 Medtronic's business 23 strategies, including 24 certain documents 25 evidencing those 26 strategies; certain 27 Medtronic contracts.	28 0.50	29 N/A	30
31 Brian Holmes, Vice 32 President of Enterprise 33 Accounts, Medtronic	34 Medtronic's business 35 strategies, including 36 certain documents 37 evidencing those 38 strategies; certain 39 Medtronic contracts	40 0.25	41 N/A	42
43 James Hudson, Former 44 Vice President of Sales- 45 GYN and OR Safety, 46 Medtronic	47 Medtronic's business 48 strategies, including 49 certain documents 50 evidencing those 51 strategies.	52 0.50	53 N/A	54
55 Barry Kaup, Director of 56 Upstream Marketing for 57 Advanced Energy 58 Portfolio, Medtronic	59 Medtronic's sales and 60 contracting practices 61 in Europe	62 0.50	63 N/A	64

1	2	3	Witness's Name, Title, 4 Affiliation (If Relevant)	5 Summary of 6 Testimony / Why 7 Testimony Is Unique	8 Direct 9 Exam 10 (Hours)	11 Cross 12 Exam 13 (Hours)	14 Dates of 15 Testimony
1	2	3	4 Michael LaCasse, 5 United States Vice 6 President of Specialty 7 Channels, Medtronic	8 Medtronic's business 9 strategies, including 10 certain documents 11 evidencing those 12 strategies.	13 0.25	14 N/A	15
1	2	3	4 Stephen McGovern, 5 Former Regional Vice 6 President of Sales- 7 Midwest, Medtronic	8 Medtronic's business 9 strategies, including 10 certain documents 11 evidencing those 12 strategies; the markets 13 in which Medtronic 14 competes and 15 Medtronic's position 16 in those markets	17 0.50	18 N/A	19
1	2	3	4 Terry Menebroker, 5 Manager of the Contract 6 Development Team, 7 Medtronic	8 Medtronic's business 9 strategies, including 10 certain documents 11 evidencing those 12 strategies.	13 0.25	14 N/A	15
1	2	3	4 Jamie Montgomery, 5 Senior Director of 6 Commercial 7 Contracting-Special 8 Channels Group, 9 Medtronic	10 Medtronic's business 11 strategies, including 12 certain documents 13 evidencing those 14 strategies; the markets 15 in which Medtronic 16 competes and 17 Medtronic's position 18 in those markets.	19 0.50	20 N/A	21
1	2	3	4 Brandon Price, Senior 5 Managing Director, 6 Enterprise Accounts, 7 Medtronic	8 Medtronic's business 9 strategies, including 10 certain documents 11 evidencing those 12 strategies.	13 0.25	14 N/A	15

1	Witness's Name, Title, 2 Affiliation (If Relevant)	Summary of 3 Testimony / Why Testimony Is Unique	Direct 4 Exam (Hours)	Cross 5 Exam (Hours)	Dates of 6 Testimony
4	Christopher Rainieri, 5 Senior Program Director-Advanced 6 Energy, Medtronic	Medtronic's products and product development.	0.25	N/A	
7	Rayne Robertson, 8 Former Product Director, Medtronic	Medtronic's business strategies, including certain documents evidencing those strategies; the markets in which Medtronic competes and Medtronic's position in those markets.	0.75	N/A	

14 Applied Medical further reserves the right to amend its list pending the parties'  
15 pre-trial discussions and Medtronic's final witness list. In addition to the witnesses  
16 identified above, Applied Medical reserves the right to call anyone appearing on  
17 Medtronic's Witness List.

18 Respectfully submitted,

19 KNOBBE, MARTENS, OLSON & BEAR, LLP

20 Dated: April 18, 2025

21 By: /s/ Cheryl T. Burgess

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Joseph R. Re  
Joseph F. Jennings  
Stephen W. Larson  
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24  
25 Attorneys for Plaintiff  
26 APPLIED MEDICAL RESOURCES  
27 CORPORATION  
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